**FILED** 

## UNITED STATES COURT OF APPEALS

NOV 08 2012

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK U.S. COURT OF APPEALS

JASON PAUL VOELKER,

Petitioner - Appellant,

v.

M. C. KRAMER,

Respondent - Appellee.

No. 11-17465

D.C. No. 4:08-cv-01285-CW Northern District of California, Oakland

**ORDER** 

Before: TALLMAN and MURGUIA, Circuit Judges.

The request for a certificate of appealability is denied. See 28 U.S.C.

§ 2253(c)(2). All pending motions, if any, are denied as moot.